

MAYOR AT HEARING, BUT TENANTS LOSE

Younger Joachim Obdurate
Despite Hylan's Personal
Plea to Rent Boosters.

FIRST CASE LOST SO FAR

Returns Would Justify Rais-
ing Assessment from \$96,000
to \$162,000.

Mayor Hylan had his first "close up" yesterday afternoon of the Mayor's Committee on Rent Profitsteering in action. He sat in for an hour at a formal hearing of a rent boosting case and saw the "moral law" applied in an effort to effect settlements of rent disputes between tenants and landlords. He made a speech to the tenants and held a small boy—the son of a tenant—on his knee just to show what he thought of an order promulgated by the landlord banishing children from his rent producing premises.

He did his level best to induce the agent of the property to cut down the demands for increased rents, but the more questions he asked the more stubborn the agent became. When all the testimony was in, the committee sorrowfully recorded the fact that for the first time in the settlement of cases involving over 15,000 families a landlord had refused to make concession. However, the committee refused to surrender and continued the hearing.

Elder Joachim Goes Home.
The complaint was that of tenants of apartment houses at 118, 120 and 122 West 180th street, owned by Abraham Joachim, 97 Hamilton avenue. Joachim and his son, Emanuel, agent of the property, were punished by one of the tenants, James A. McNamara, a Supreme Court attendant, during the initial hearing before Capt. Goldsmith Friday afternoon.

When the elder Joachim put in an appearance yesterday he complained that he had a "bad heart" and "high blood pressure" and Mr. Hirsch and the Captain prevailed upon him to go home and leave everything in the hands of his son. Emanuel thereupon took over the defense and never budged from his "original principles."

Others beside the Mayor who had seats with the conciliators were William T. Collins, chairman of the Committee on General Welfare of the Board of Aldermen, John F. Bennett, ex-Judge; Edward F. Bennett, Assistant Corporation Counsel; Charles A. Strauss, secretary of the lawyers committee co-operating with the Mayor's Committee; and Samuel Dickstein, a member of the law committee.

Capt. Goldsmith got down to brass tacks by telling young Joachim that his figures showed expenditures of \$17,333 on the properties and gross rentals of \$21,750, including the demanded increases, on an investment of \$55,000. He contended that the rent increases were together too high. The property is assessed at \$96,000. Based on the returns Mr. Goldsmith said it should be assessed at \$162,000.

Joachim said the reason the rents were raised was that the property was running into debt.

"Why, the taxes are the same, less this year than last, four points less," proudly said the Mayor.

Then somebody said something about the mandate that children should go, whereupon young Joachim announced that he didn't dislike children, but was a boy himself once. He insisted that the children had damaged the house.

"And I was a champion fighter of the world in 1907," he added.

Mayor Hylan asked the young man if there were any tenants who were friendly with him, whereupon Joachim replied: "I never knew a tenant who was friendly with a landlord. I've never asked them."

"All those who are friendly to this landlord stand up," said the Mayor, addressing the tenants.

Nobody assumed the perpendicular and many who were standing in the back of the room tried to telescope themselves.

"All those unfriendly to the landlord stand up," demanded the Mayor.

He'd Sell to the City.
Everybody arose on the instant with the exception of James A. McNamara, who was holding his five-year-old boy "Jamesey" on his lap.

"Get up, get up!" shouted a woman, pulling him by the shoulder, and McNamara dropped the youngster and stood 6 feet 2.

"Wouldn't you rather have the kindly sympathy of your tenants?" asked the Mayor pleadingly.

"Don't you think friendship is better than grasping for the last dollar?" inquired Chairman Hirsch.

"I don't agree with you that we're grasping for the last dollar," said Joachim. "We can't nor will we run an apartment at a loss. If it's a question of municipal ownership we're glad to sell the apartments to you."

Joachim referred to what he called the "unjustified attack" on his father at the last hearing and declared that his father had been a citizen for thirty-seven years.

"He has \$20,000 in Liberty Bonds," he shouted, "and if you don't believe it I'll have them at the City Hall to-morrow. He was attacked by a court officer."

"These tenants are all willing to pay a legitimate advance in rent," Mr. Hirsch said. "This committee wants to be fair to both tenants and landlord. We've arbitrated more than 15,000 cases, representing 75,000 families. Why can't we adjust this matter here?"

"Yes, this committee has done wonderful work," admitted Joachim.

Various tenants told their stories about bad smells, poor plumbing, rules prohibiting children in the houses, etc., but Joachim was obdurate. A camera man came in, the Mayor adjusted his cuffs, and the landlord's son moved up close so he could get in the picture with the Mayor and the others. The photographer wasn't quick enough to catch the picture of "Jamesey" McNamara in Mr. Hylan's lap as the Mayor patting the golden haired youngster's cheek.

Then Mr. Hirsch announced that the Mayor would have to go.

"And I want to say," said Mr. Hirsch, "that there have been many Mayors in this city and I think no Mayor has had the interest of the people more at heart than John F. Hylan." (Great applause.)

Rosenbaum Is Emphatic.
"If I was your landlord," Mayor Hylan said, arising, "I would make every one of you my friend before 8 o'clock to-morrow night instead of having you against me. The great majority of landlords and their tenants are friendly. The best thing that a landlord can do is to make his tenants his friends."

After the Mayor left Capt. Goldsmith announced that Joachim said he didn't want Mr. Rosenbaum, one of the tenants, in the house.

"I don't want him!" shouted Rosen-

baum. "When I look at him he makes me sick. [Great applause.] I've got a lease in my pocket for another place, but I'm going to make him make his bluff good. He's got to put me out."

There was much acrimonious talk between the landlord and several tenants, and after Joachim reminded everybody he always had been an American citizen, a Mrs. Tietjen asked: "Why didn't you go to war?"

"So far as going to war is concerned," Capt. Goldsmith said, "he didn't go. His children will ask him the reason."

"And he said he was the champion amateur boxer of the world," twitted Rosenbaum.

Joachim insisted the landlord was making only 9 per cent. on the houses, and he didn't think his own salary of \$1,500 a year was too much for handling the property. He was willing to make all necessary repairs, but he wouldn't, simply couldn't, come down in the rents. He was told to produce his mother before the committee on Monday and the tenants were directed to report back Wednesday afternoon.

**NEWBURGER IS OFF
TAMMANY'S SLATE**

Continued from First Page.

refused to make any comment after Tammany had thrown down the gauntlet.

It was a matter of speculation last night as to what Mr. Hearst would do to retaliate on Tammany Hall for the turning down of Justice James A. Allen, an original Independence League man, and the resignation of Justice Lube, whose appointment by Gov. Smith has been followed by continual attacks upon Justice Lube and the governor. That Mr. Hearst might not be able to arouse any great amount of antagonism against Tammany for the Lube nomination or the refusal to name Justice Allen, who has not served a full term on the bench, was the feeling of politicians.

But they hold the flagrant defiance by Tammany of the unwritten law that a Justice who has served a full term with credit should be re-nominated will give Mr. Hearst an issue upon which he can arouse a storm of protest against that organization and its ticket.

A man close to Mr. Hearst said that of course he could not be expected to support the Tammany ticket, but they thought he was too wise a fighter to put a separate ticket in the field. The Republicans are hoping that he will do more than only their judicial ticket, and also Representative La Guardia, their candidate for President of the Board of Aldermen.

Tammany's first excuse for turning down Justice Newburger was that he had been on the bench for a long time and ought to give way to a younger man. When this was laughed at by the friends of Justice Newburger, who pointed out that it had been generally considered that the longer a good judge was on the bench the more valuable he became they turned another corner. This time they said that Justice Newburger would have only two years to serve before his retirement through the age limit, that it would throw the election of his successor into the Mayorality year, which might be a bad one for the Democrats.

Tammany Excuse Punctured.
This excuse was punctured when it was proved that Justice Newburger will be only 56 years old in September, and it reflected would have four full years to serve.

From that the Tammany leaders jumped to the declaration that Justice Newburger was in such poor health that he could not continue on the bench. His friends deny this. They say he is in excellent health for a man of his years.

Tammany men pointed out that Judge Newburger, on his retirement from the bench in January, could become an official referee at \$11,000 a year for the remainder of his life. The law provides that a Justice who has been on the bench for twenty-five years may be an official referee on retirement by designation of the Court of Appellate Division.

It is true, but it did not satisfy Justice Newburger's friends, who say that an unjust slight has been put upon him and that he could become a referee just as well four years hence as now.

Abraham Stern, former Commissioner of the Board of Education, a friend of

Justice Newburger, who has been with him at Bluff Point, hurried down to the city when he heard what was going on. In spite of all his arguments Mr. Murphy remained fixed in his determination to name Irwin Untermyer.

"Mr. Murphy told me," said Mr. Stern, last night just before returning to Bluff Point, "that Justice Newburger had been on the bench a long time, that he ought to be willing to give way to a new man. That is the only reason he gave me. Of course, I have my idea of what the reason is, but I would rather not give it."

"As for the fact that Justice Newburger would have only four years to serve of another term, I remember Judge Bartlett was re-elected to the Court of Appeals when he had only one year to serve before reaching the age of 70. Justice Gildersleeve had only three years to serve before automatic retirement when he was elected the last time, if my memory serves me correctly."

Elected to City Court in 1890.
Justice Newburger was first elected to the City Court in 1890. After five years service there he was elected to the Court of General Sessions in 1895. There he served ten years of a fourteen year term, when he was elevated to the Supreme Court in 1905. He has been endorsed for renomination by the Association of the Bar of the City of New York, by the County Lawyers Association, by the Bronx County Bar Association, by the Woman Lawyers Association, and by the National Democratic Club.

Justice Smith had the same endorsement for renomination to the City Court. Both were endorsed for renomination by the Republican organization on the nonpartisan judicial precedent.

So was the bar association that Justice Newburger and Justice Smith would be endorsed for renomination by both parties that they had had for some time been circulating petitions, both for designation in the Republican and in the Democratic primaries.

Justice Luce, who has been a Judge of the Court of Claims since 1908, was assailed by Mr. Hearst when he was appointed to the Supreme Court. Justice Shearn, because he had formerly represented the New York Central Railroad, Irwin Untermyer, who is a member of the law firm, Guggenheimer, Untermyer & Marshall, is 32 years old. A sketch of his life given out at Tammany Hall says he "has taken part in several important cases and is a member of the National Democratic Club and the New York County Lawyers Association."

Senator Foley, named for surrogate, recently married the step-daughter of the "Boss" of Tammany Hall. He was in the Assembly for six years and for eight years represented the Murphy district in the Senate. For several years he has been chairman of the Tammany law committee. He was chairman of the legislative committee that investigated the telephone company several years ago, which was followed by a reduction of rates.

Soldier for City Court.
Of the three City Court designees, Major Rudy was formerly an Assemblyman. He served in France with the "Fighting Sixty-ninth" (16th United States Infantry), and before that on the Mexican border. He was wounded at Chateau Thierry and received the Distinguished Service Cross. He is 37 years old and was in his undergraduate days captain of the football team of New York University.

Louis Wendel is a son of the founder of the First Battery, N. G. N. Y. At one time he was chairman of the General Welfare Committee of the Board of Aldermen. For three years he has been an assistant district attorney.

Joseph M. Callanan is County Clerk of The Bronx. Formerly he was minority leader of the Assembly.

Mr. Koenig, Republican leader, when he had learned of the turning down of Justice Newburger by Tammany, said: "The Republican executive committee decided to designate him because he is an efficient Justice completing a full term on the bench. Naturally we regret that Tammany Hall has not seen fit to recognize the principle that an efficient Judge is entitled to reelection regardless of party."

The retirement of Senator Foley from the Senate will probably mean a contest for the minority leadership in January. Senator James J. Walker is an aspirant for the place, but it is more than likely to go to Senator John J. Boylan, who is Senator Walker's senior in the upper House by a year.

Justice Newburger, who has been with him at Bluff Point, hurried down to the city when he heard what was going on. In spite of all his arguments Mr. Murphy remained fixed in his determination to name Irwin Untermyer.

"Mr. Murphy told me," said Mr. Stern, last night just before returning to Bluff Point, "that Justice Newburger had been on the bench a long time, that he ought to be willing to give way to a new man. That is the only reason he gave me. Of course, I have my idea of what the reason is, but I would rather not give it."

"As for the fact that Justice Newburger would have only four years to serve of another term, I remember Judge Bartlett was re-elected to the Court of Appeals when he had only one year to serve before reaching the age of 70. Justice Gildersleeve had only three years to serve before automatic retirement when he was elected the last time, if my memory serves me correctly."

Elected to City Court in 1890.
Justice Newburger was first elected to the City Court in 1890. After five years service there he was elected to the Court of General Sessions in 1895. There he served ten years of a fourteen year term, when he was elevated to the Supreme Court in 1905. He has been endorsed for renomination by the Association of the Bar of the City of New York, by the County Lawyers Association, by the Bronx County Bar Association, by the Woman Lawyers Association, and by the National Democratic Club.

Justice Smith had the same endorsement for renomination to the City Court. Both were endorsed for renomination by the Republican organization on the nonpartisan judicial precedent.

So was the bar association that Justice Newburger and Justice Smith would be endorsed for renomination by both parties that they had had for some time been circulating petitions, both for designation in the Republican and in the Democratic primaries.

Justice Luce, who has been a Judge of the Court of Claims since 1908, was assailed by Mr. Hearst when he was appointed to the Supreme Court. Justice Shearn, because he had formerly represented the New York Central Railroad, Irwin Untermyer, who is a member of the law firm, Guggenheimer, Untermyer & Marshall, is 32 years old. A sketch of his life given out at Tammany Hall says he "has taken part in several important cases and is a member of the National Democratic Club and the New York County Lawyers Association."

Senator Foley, named for surrogate, recently married the step-daughter of the "Boss" of Tammany Hall. He was in the Assembly for six years and for eight years represented the Murphy district in the Senate. For several years he has been chairman of the Tammany law committee. He was chairman of the legislative committee that investigated the telephone company several years ago, which was followed by a reduction of rates.

Soldier for City Court.
Of the three City Court designees, Major Rudy was formerly an Assemblyman. He served in France with the "Fighting Sixty-ninth" (16th United States Infantry), and before that on the Mexican border. He was wounded at Chateau Thierry and received the Distinguished Service Cross. He is 37 years old and was in his undergraduate days captain of the football team of New York University.

Louis Wendel is a son of the founder of the First Battery, N. G. N. Y. At one time he was chairman of the General Welfare Committee of the Board of Aldermen. For three years he has been an assistant district attorney.

Joseph M. Callanan is County Clerk of The Bronx. Formerly he was minority leader of the Assembly.

Mr. Koenig, Republican leader, when he had learned of the turning down of Justice Newburger by Tammany, said: "The Republican executive committee decided to designate him because he is an efficient Justice completing a full term on the bench. Naturally we regret that Tammany Hall has not seen fit to recognize the principle that an efficient Judge is entitled to reelection regardless of party."

The retirement of Senator Foley from the Senate will probably mean a contest for the minority leadership in January. Senator James J. Walker is an aspirant for the place, but it is more than likely to go to Senator John J. Boylan, who is Senator Walker's senior in the upper House by a year.

Justice Newburger, who has been with him at Bluff Point, hurried down to the city when he heard what was going on. In spite of all his arguments Mr. Murphy remained fixed in his determination to name Irwin Untermyer.

"Mr. Murphy told me," said Mr. Stern, last night just before returning to Bluff Point, "that Justice Newburger had been on the bench a long time, that he ought to be willing to give way to a new man. That is the only reason he gave me. Of course, I have my idea of what the reason is, but I would rather not give it."

"As for the fact that Justice Newburger would have only four years to serve of another term, I remember Judge Bartlett was re-elected to the Court of Appeals when he had only one year to serve before reaching the age of 70. Justice Gildersleeve had only three years to serve before automatic retirement when he was elected the last time, if my memory serves me correctly."

Elected to City Court in 1890.
Justice Newburger was first elected to the City Court in 1890. After five years service there he was elected to the Court of General Sessions in 1895. There he served ten years of a fourteen year term, when he was elevated to the Supreme Court in 1905. He has been endorsed for renomination by the Association of the Bar of the City of New York, by the County Lawyers Association, by the Bronx County Bar Association, by the Woman Lawyers Association, and by the National Democratic Club.

Justice Smith had the same endorsement for renomination to the City Court. Both were endorsed for renomination by the Republican organization on the nonpartisan judicial precedent.

So was the bar association that Justice Newburger and Justice Smith would be endorsed for renomination by both parties that they had had for some time been circulating petitions, both for designation in the Republican and in the Democratic primaries.

Justice Luce, who has been a Judge of the Court of Claims since 1908, was assailed by Mr. Hearst when he was appointed to the Supreme Court. Justice Shearn, because he had formerly represented the New York Central Railroad, Irwin Untermyer, who is a member of the law firm, Guggenheimer, Untermyer & Marshall, is 32 years old. A sketch of his life given out at Tammany Hall says he "has taken part in several important cases and is a member of the National Democratic Club and the New York County Lawyers Association."

Senator Foley, named for surrogate, recently married the step-daughter of the "Boss" of Tammany Hall. He was in the Assembly for six years and for eight years represented the Murphy district in the Senate. For several years he has been chairman of the Tammany law committee. He was chairman of the legislative committee that investigated the telephone company several years ago, which was followed by a reduction of rates.

Soldier for City Court.
Of the three City Court designees, Major Rudy was formerly an Assemblyman. He served in France with the "Fighting Sixty-ninth" (16th United States Infantry), and before that on the Mexican border. He was wounded at Chateau Thierry and received the Distinguished Service Cross. He is 37 years old and was in his undergraduate days captain of the football team of New York University.

Louis Wendel is a son of the founder of the First Battery, N. G. N. Y. At one time he was chairman of the General Welfare Committee of the Board of Aldermen. For three years he has been an assistant district attorney.

Joseph M. Callanan is County Clerk of The Bronx. Formerly he was minority leader of the Assembly.

Mr. Koenig, Republican leader, when he had learned of the turning down of Justice Newburger by Tammany, said: "The Republican executive committee decided to designate him because he is an efficient Justice completing a full term on the bench. Naturally we regret that Tammany Hall has not seen fit to recognize the principle that an efficient Judge is entitled to reelection regardless of party."

The retirement of Senator Foley from the Senate will probably mean a contest for the minority leadership in January. Senator James J. Walker is an aspirant for the place, but it is more than likely to go to Senator John J. Boylan, who is Senator Walker's senior in the upper House by a year.

Justice Newburger, who has been with him at Bluff Point, hurried down to the city when he heard what was going on. In spite of all his arguments Mr. Murphy remained fixed in his determination to name Irwin Untermyer.

"Mr. Murphy told me," said Mr. Stern, last night just before returning to Bluff Point, "that Justice Newburger had been on the bench a long time, that he ought to be willing to give way to a new man. That is the only reason he gave me. Of course, I have my idea of what the reason is, but I would rather not give it."

"As for the fact that Justice Newburger would have only four years to serve of another term, I remember Judge Bartlett was re-elected to the Court of Appeals when he had only one year to serve before reaching the age of 70. Justice Gildersleeve had only three years to serve before automatic retirement when he was elected the last time, if my memory serves me correctly."

Elected to City Court in 1890.
Justice Newburger was first elected to the City Court in 1890. After five years service there he was elected to the Court of General Sessions in 1895. There he served ten years of a fourteen year term, when he was elevated to the Supreme Court in 1905. He has been endorsed for renomination by the Association of the Bar of the City of New York, by the County Lawyers Association, by the Bronx County Bar Association, by the Woman Lawyers Association, and by the National Democratic Club.

Justice Smith had the same endorsement for renomination to the City Court. Both were endorsed for renomination by the Republican organization on the nonpartisan judicial precedent.

So was the bar association that Justice Newburger and Justice Smith would be endorsed for renomination by both parties that they had had for some time been circulating petitions, both for designation in the Republican and in the Democratic primaries.

Justice Luce, who has been a Judge of the Court of Claims since 1908, was assailed by Mr. Hearst when he was appointed to the Supreme Court. Justice Shearn, because he had formerly represented the New York Central Railroad, Irwin Untermyer, who is a member of the law firm, Guggenheimer, Untermyer & Marshall, is 32 years old. A sketch of his life given out at Tammany Hall says he "has taken part in several important cases and is a member of the National Democratic Club and the New York County Lawyers Association."

Senator Foley, named for surrogate, recently married the step-daughter of the "Boss" of Tammany Hall. He was in the Assembly for six years and for eight years represented the Murphy district in the Senate. For several years he has been chairman of the Tammany law committee. He was chairman of the legislative committee that investigated the telephone company several years ago, which was followed by a reduction of rates.

Soldier for City Court.
Of the three City Court designees, Major Rudy was formerly an Assemblyman. He served in France with the "Fighting Sixty-ninth" (16th United States Infantry), and before that on the Mexican border. He was wounded at Chateau Thierry and received the Distinguished Service Cross. He is 37 years old and was in his undergraduate days captain of the football team of New York University.

Louis Wendel is a son of the founder of the First Battery, N. G. N. Y. At one time he was chairman of the General Welfare Committee of the Board of Aldermen. For three years he has been an assistant district attorney.

Joseph M. Callanan is County Clerk of The Bronx. Formerly he was minority leader of the Assembly.

Mr. Koenig, Republican leader, when he had learned of the turning down of Justice Newburger by Tammany, said: "The Republican executive committee decided to designate him because he is an efficient Justice completing a full term on the bench. Naturally we regret that Tammany Hall has not seen fit to recognize the principle that an efficient Judge is entitled to reelection regardless of party."

The retirement of Senator Foley from the Senate will probably mean a contest for the minority leadership in January. Senator James J. Walker is an aspirant for the place, but it is more than likely to go to Senator John J. Boylan, who is Senator Walker's senior in the upper House by a year.

Justice Newburger, who has been with him at Bluff Point, hurried down to the city when he heard what was going on. In spite of all his arguments Mr. Murphy remained fixed in his determination to name Irwin Untermyer.

"Mr. Murphy told me," said Mr. Stern, last night just before returning to Bluff Point, "that Justice Newburger had been on the bench a long time, that he ought to be willing to give way to a new man. That is the only reason he gave me. Of course, I have my idea of what the reason is, but I would rather not give it."

"As for the fact that Justice Newburger would have only four years to serve of another term, I remember Judge Bartlett was re-elected to the Court of Appeals when he had only one year to serve before reaching the age of 70. Justice Gildersleeve had only three years to serve before automatic retirement when he was elected the last time, if my memory serves me correctly."

Elected to City Court in 1890.
Justice Newburger was first elected to the City Court in 1890. After five years service there he was elected to the Court of General Sessions in 1895. There he served ten years of a fourteen year term, when he was elevated to the Supreme Court in 1905. He has been endorsed for renomination by the Association of the Bar of the City of New York, by the County Lawyers Association, by the Bronx County Bar Association, by the Woman Lawyers Association, and by the National Democratic Club.

Justice Smith had the same endorsement for renomination to the City Court. Both were endorsed for renomination by the Republican organization on the nonpartisan judicial precedent.

So was the bar association that Justice Newburger and Justice Smith would be endorsed for renomination by both parties that they had had for some time been circulating petitions, both for designation in the Republican and in the Democratic primaries.

Justice Luce, who has been a Judge of the Court of Claims since 1908, was assailed by Mr. Hearst when he was appointed to the Supreme Court. Justice Shearn, because he had formerly represented the New York Central Railroad, Irwin Untermyer, who is a member of the law firm, Guggenheimer, Untermyer & Marshall, is 32 years old. A sketch of his life given out at Tammany Hall says he "has taken part in several important cases and is a member of the National Democratic Club and the New York County Lawyers Association."

Senator Foley, named for surrogate, recently married the step-daughter of the "Boss" of Tammany Hall. He was in the Assembly for six years and for eight years represented the Murphy district in the Senate. For several years he has been chairman of the Tammany law committee. He was chairman of the legislative committee that investigated the telephone company several years ago, which was followed by a reduction of rates.

Soldier for City Court.
Of the three City Court designees, Major Rudy was formerly an Assemblyman. He served in France with the "Fighting Sixty-ninth" (16th United States Infantry), and before that on the Mexican border. He was wounded at Chateau Thierry and received the Distinguished Service Cross. He is 37 years old and was in his undergraduate days captain of the football team of New York University.

Louis Wendel is a son of the founder of the First Battery, N. G. N. Y. At one time he was chairman of the General Welfare Committee of the Board of Aldermen. For three years he has been an assistant district attorney.

Joseph M. Callanan is County Clerk of The Bronx. Formerly he was minority leader of the Assembly.

Mr. Koenig, Republican leader, when he had learned of the turning down of Justice Newburger by Tammany, said: "The Republican executive committee decided to designate him because he is an efficient Justice completing a full term on the bench. Naturally we regret that Tammany Hall has not seen fit to recognize the principle that an efficient Judge is entitled to reelection regardless of party."

The retirement of Senator Foley from the Senate will probably mean a contest for the minority leadership in January. Senator James J. Walker is an aspirant for the place, but it is more than likely to go to Senator John J. Boylan, who is Senator Walker's senior in the upper House by a year.

Justice Newburger, who has been with him at Bluff Point, hurried down to the city when he heard what was going on. In spite of all his arguments Mr. Murphy remained fixed in his determination to name Irwin Untermyer.

"Mr. Murphy told me," said Mr. Stern, last night just before returning to Bluff Point, "that Justice Newburger had been on the bench a long time, that he ought to be willing to give way to a new man. That is the only reason he gave me. Of course, I have my idea of what the reason is, but I would rather not give it."

"As for the fact that Justice Newburger would have only four years to serve of another term, I remember Judge Bartlett was re-elected to the Court of Appeals when he had only one year to serve before reaching the age of 70. Justice Gildersleeve had only three years to serve before automatic retirement when he was elected the last time, if my memory serves me correctly."

Elected to City Court in 1890.
Justice Newburger was first elected to the City Court in 1890. After five years service there he was elected to the Court of General Sessions in 1895. There he served ten years of a fourteen year term, when he was elevated to the Supreme Court in 1905. He has been endorsed for renomination by the Association of the Bar of the City of New York, by the County Lawyers Association, by the Bronx County Bar Association, by the Woman Lawyers Association, and by the National Democratic Club.

Justice Smith had the same endorsement for renomination to the City Court. Both were endorsed for renomination by the Republican organization on the nonpartisan judicial precedent.

So was the bar association that Justice Newburger and Justice Smith would be endorsed for renomination by both parties that they had had for some time been circulating petitions, both for designation in the Republican and in the Democratic primaries.

Justice Luce, who has been a Judge of the Court of Claims since 1908, was assailed by Mr. Hearst when he was appointed to the Supreme Court. Justice Shearn, because he had formerly represented the New York Central Railroad, Irwin Untermyer, who is a member of the law firm, Guggenheimer, Untermyer & Marshall, is 32 years old. A sketch of his life given out at Tammany Hall says he "has taken part in several important cases and is a member of the National Democratic Club and the New York County Lawyers Association."

Senator Foley, named for surrogate, recently married the step-daughter of the "Boss" of Tammany Hall. He was in the Assembly for six years and for eight years represented the Murphy district in the Senate. For several years he has been chairman of the Tammany law committee. He was chairman of the legislative committee that investigated the telephone company several years ago, which was followed by a reduction of rates.

Soldier for City Court.
Of the three City Court designees, Major Rudy was formerly an Assemblyman. He served in France with the "Fighting Sixty-ninth" (16th United States Infantry), and before that on the Mexican border. He was wounded at Chateau Thierry and received the Distinguished Service Cross. He is 37 years old and was in his undergraduate days captain of the football team of New York University.

Louis Wendel is a son of the founder of the First Battery, N. G. N. Y. At one time he was chairman of the General Welfare Committee of the Board of Aldermen. For three years he has been an assistant district attorney.

Joseph M. Callanan is County Clerk of The Bronx. Formerly he was minority leader of the Assembly.

Mr. Koenig, Republican leader, when he had learned of the turning down of Justice